

Gary S. Lincenberg - State Bar No. 123058
glincenberg@birdmarella.com
Ray S. Seilie - State Bar No. 277747
rseilie@birdmarella.com
Michael C. Landman – State Bar No. 343327
mlandman@birdmarella.com
BIRD, MARELLA, BOXER, WOLPERT, NESSIM,
DROOKS, LINCENBERG & RHOW, P.C.
1875 Century Park East, 23rd Floor
Los Angeles, California 90067-2561
Telephone: (310) 201-2100
Facsimile: (310) 201-2110

Attorneys for Defendant Stephen Keith
Chamberlain

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MICHAEL RICHARD LYNCH AND
STEPHEN KEITH CHAMBERLAIN

Defendants.

CASE NO. 3:18-cr-00577-CRB

**Defendant Stephen Chamberlain's
Unopposed Administrative Motion for
Leave to Exceed Page Limitations for:**

**(1) Motion to Dismiss Counts One through
Fifteen and Seventeen of the Superseding
Indictment, and**

**(2) Motion to Compel the Government to
Secure the Trial Attendance of Rob Knight
or, in the Alternative, to Issue a Rule 15
Order and Letters Rogatory**

Assigned to Hon. Charles R. Breyer

1 Defendant Stephen Chamberlain moves for leave to exceed the fifteen-page limit specified
 2 in Rule I.C of the Court’s General Standing Order for Civil and Criminal Cases for his memoranda
 3 of points of authorities in support of two motions he is filing: (1) his Motion to Dismiss Counts
 4 One through Fifteen and Seventeen of the Superseding Indictment (“Motion to Dismiss”); and (2)
 5 his Motion to Compel the Government to Secure the Trial Attendance of Rob Knight or, in the
 6 Alternative, to Issue a Rule 15 Order and Letters Rogatory as to Such Witness (“Motion to
 7 Compel”).

8 Mr. Chamberlain respectfully requests leave to file a memorandum of points and
 9 authorities of up to twenty-five pages in support of each motion. The government does not oppose
 10 this request.

11 The Motion to Dismiss sets forth the factual bases for all sixteen counts at issue and the
 12 government’s extensive efforts to toll the statutes of limitations for each. It calculates and
 13 addresses the timeliness of each of the sixteen counts under multiple scenarios involving different
 14 potential theories of tolling. An additional ten pages will permit Mr. Chamberlain to fully develop
 15 his arguments for dismissing each count.

16 The Motion to Compel is, in substance, three motions in one: (1) a motion to compel the
 17 government to secure Mr. Knight’s appearance at trial, (2) in the alternative, a motion for Mr.
 18 Knight’s deposition pursuant to Rule 15(a), and (3) a request for the issuance of letters rogatory.
 19 An additional ten pages will permit Mr. Chamberlain to set forth the legal authorities and factual
 20 support for all three motions and will remove the necessity of filing them separately.

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 For these reasons, Mr. Chamberlain respectfully requests that the Court enter an order
2 permitting him to file memoranda of points and authorities of up to twenty-five pages in length in
3 support of the Motion to Dismiss and the Motion to Compel.

4 DATED: September 29, 2023

Gary S. Lincenberg
Ray S. Seilie
Michael C. Landman
Bird, Marella, Boxer, Wolpert, Nessim,
Drooks, Lincenberg & Rhow, P.C.

8
9 By: /s/ Gary S. Lincenberg
Gary S. Lincenberg
10 Attorneys for Defendant Stephen Keith
Chamberlain
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**
5

6 UNITED STATES OF AMERICA,

7 Plaintiff,

8 vs.

9 MICHAEL RICHARD LYNCH AND
10 STEPHEN KEITH CHAMBERLAIN

11 Defendants.

CASE NO. 3:18-cr-00577-CRB

[Proposed] Order

Assigned to Hon. Charles R. Breyer

12 The Court has reviewed Defendant Stephen Chamberlain's Unopposed Administrative
13 Motion for Leave to Exceed Page Limitations for (1) Motion to Dismiss Counts One through
14 Fifteen and Seventeen of the Superseding Indictment, and (2) Motion to Compel the Government
15 to Secure the Trial Attendance of Rob Knight or, in the Alternative, to Issue a Rule 15 Order and
16 Letters Rogatory (the "Administrative Motion"). Finding good cause, the Court GRANTS the
17 Administrative Motion. Mr. Chamberlain is permitted to file memoranda of points and authorities
18 of up to twenty-five pages in support of (1) his Motion to Dismiss Counts One through Fifteen and
19 Seventeen of the Superseding Indictment, and (2) his Motion to Compel the Government to Secure
20 the Trial Attendance of Rob Knight or, in the Alternative, to Issue a Rule 15 Order and Letters
21 Rogatory.

22 IT IS SO ORDERED.
23
24
25

26 DATED: _____

The Honorable Charles R. Breyer
United States District Judge